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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT TACOMA

8 JOHN RAY WOODS, JR.,

9 Petitioner,

10 v.

11 JEFFREY UTTECHT,

12 Respondent.

CASE NO. C18-5559 BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

13 This matter comes before the Court on the Report and Recommendation (“R&R”)
14 of the Honorable David W. Christel, United States Magistrate Judge. Dkt. 16. The Court
15 having considered the R&R and the remaining record, and no objections having been
16 filed, does hereby find and order as follows:

- 17 (1) The R&R is **ADOPTED**;
- 18 (2) Petitioner’s petition is **DENIED**;
- 19 (3) Petitioner’s Motion to Strike, Dkt. 9, is also **DENIED**;
- 20 (4) The Clerk shall enter **JUDGMENT** and close this case;
- 21 (5) A Certificate of Appealability is **DENIED**; and
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1 (6) Plaintiff's *in forma pauperis* status is **REVOKED** for the purposes of
2 appeal.

3 (7) The Clerk is directed to send copies of this Order to Plaintiff, counsel for
4 Defendants, and to the Hon. David W. Christel.

5 Dated this 4th day of December, 2018.

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8 BENJAMIN H. SETTLE
9 United States District Judge
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